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PATENTS, TRADEMARKS, COPYRIGHTS AND RELATED MATTERS

> OF COUNSEL IRVING POWERS DONALD G. LEAVITT RICHARD G. HEYWOOD

STUART N. SENNIGER (1921-1997)

The PTO did not receive the following

listed item(s) Fee Transmittal

#### UTILITY PATENT APPLICATION TRANSMITTAL

(new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket Number: BSS 6422

First Named Inventor: Jeffrey S. Brooks

Title: Footwear

b.

Express Mail Label Number: EL 827743936 US

Assistant Commissioner for Patents TO:

> Box Patent Application Washington, D.C. 20231

#### APPLICATION ELEMENTS

- 1. [X] Fee Transmittal Form (original and duplicate)
- [ ] Applicant claims small entity status 2.
- Specification [Total Pages 23 3. [X]
- 4. [X]Drawings [Total Sheets 9 ]
- 5.
  - Oath or Declaration [Total Pages 4]
    - Newly executed (original or copy) a. New (unexecuted)
      - [X] Copy from a prior application (for continuation/divisional with
        - Box 19 completed) DELETION OF INVENTOR(s) [ ] Signed statement attached deleting inventor(s) named in prior application.

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6.	[X]	X] Incorporation By Reference (useable if Box 5b is marked)					
	The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 5b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.						
7.	[X] Application Data Sheet						
8.	[ ]	CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)					
9.	Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)						
		<ul> <li>a. [] Computer Readable Form</li> <li>b. [] Specification Sequence Listing on: <ul> <li>i. [] CD-ROM or CD-R (2 copies); or</li> <li>ii. [] paper</li> </ul> </li> <li>c. [] Statements verifying identity of above copies</li> </ul>					
		ACCOMPANYING APPLICATION PARTS					
10.	[ ]	Assignment Papers (cover sheet & document(s))					
11.	[ ]	37 CFR 3.73(b) Statement [ ] Power of Attorney					
12.	[]	English Translation Document (if applicable)					
13.	[ ]	IDS with PTO-1449 [ ] Copies of IDS Citations					
14.	[X]	Preliminary Amendment					
15.	[X]	Return Receipt Postcard					
16.	[ ]	Request and Certification for Non-Publication. Form PTO/SB/35 is attached.					
17.	[ ]	Certified Copy of Priority Document(s) if foreign priority is claimed					

[ ] Other: \_\_\_\_\_

# IF A CONTINUING APPLICATION, CHECK APPROPRIATE BOXES AND SUPPLY THE REQUISITE INFORMATION

[X]	Continuation [ ] Divisional [ ] Continuation-in-Part
	of prior application No.: 09/379,764 filed August
	24, 1999, which is a continuation-in-part of Serial
	No. 09/092,279, filed June 5, 1998, which was a
	continuation of application Serial No. 08/861,579 filed
	May 22, 1997, which was a continuation-in-part of
	application Serial No. 08/654,726, filed May 29, 1996.
	[X]

[	]	Complete	Application	based	on	provisional	Application
		No.					

Prior application information: Examiner: T. Kavanaugh

Group Art Unit: 3728

### CORRESPONDENCE ADDRESS

20. Correspondence Address: Customer Number 321
Attention: David E. Crawford, Jr.

Respectfully submitted,

David E. Crawford, Jr., Reg. No. 38,118

DEC/bcw